

**Notice of Appeal to a Court of Appeals
From a Judgment of a District Court**

United States District Court for the
District of Utah
Docket Number 2:20-cv-275-TC-CMR

Cole Matney and Paul Watts,
Individually and on behalf of
All other similarly situated,
Plaintiffs

Notice of Appeal

v.

Barrick Gold of North America, Inc.,
Board of Directors of Barrick Gold of
North America, Inc., Barrick U.S.,
Subsidiaries Benefits Committee,
Defendants

Cole Matney and Paul Watts appeal to the United States Court of Appeals for the Tenth Circuit from the Order and final judgment entered on April 21, 2022 (see attachments Exhibits A and B). Plaintiffs filed a motion for reconsideration of the Order on May 19, 2022, pursuant to FED. R. CIV. P. 59(e), ECF No. 63. Briefing on the motion is not yet complete and no order has issued yet. To the extent necessary to state so, Plaintiffs ask to stay the pending appeal until resolution of the motion for reconsideration.

/s/ Mark K. Gyandoh

Mark K. Gyandoh, Esquire
Capozzi Adler, P.C.
312 Old Lancaster Road
Merion Station, PA 19066
Telephone: (610) 890-0200
Fax: (717) 233-4103
Markg@capozziadler.com
Attorney for Plaintiff